

Express Mail Label Number: EV669115931US  
Date of Deposit: February 1, 2006

09-02-06  
IAP7 Rec'd PCT/PTO 01 FEB 2006

Attorney Docket No. 350959-004 (THMX-001 US)

PCT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Rosiello *et al.*  
SERIAL NUMBER: 10/552,354  
FILING DATE: May 3, 2004  
FOR: METHOD AND SYSTEM FOR WARMING A FLUID  
GROUP ART UNIT: Not yet assigned  
EXAMINER: Not yet assigned

Boston, Massachusetts

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

TRANSMITTAL LETTER

Dear Sir:

Transmitted herewith for filing in the above-referenced patent application are the following documents:

- ☒ Information Disclosure Statement;
- ☒ PTO Form 1449;
- ☒ Copies of Cited Reference C1; and
- ☒ Return Postcard

If the enclosed papers are considered incomplete, the Mail Room is respectfully requested to contact the undersigned collect at telephone (617) 342-4000. No fees are believed to be due. This paper is submitted in duplicate for the Office's convenience.

Respectfully submitted,

Dated: February 1, 2006

James F. Ewing  
Reg. No. 52,875  
Attorney(s) for Applicants  
Customer No.: 48329  
FOLEY & LARDNER LLP  
111 Huntington Avenue  
Boston, Massachusetts 02199  
Tel: (617) 342-4000  
Fax: (617) 342-4001

09-02-06

Express Mail Label Number: EV669115931US

Date of Deposit: February 1, 2006

Attorney Docket No. 350959-004 (THMX-001US)



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT: Rosiello, et al.  
TITLE: METHOD AND SYSTEM FOR WARMING A FLUID  
SERIAL NUMBER 10/552,354  
FILING DATE May 3, 2004  
GROUP ART UNIT Not Yet Assigned

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants hereby make of record the documents listed below and on the attached modified Form PTO-1449 (submitted in duplicate) in the above-identified application, copies of which are submitted herewith. The order of presentation of the references should not be construed as an indication of the importance of the references.

This Information Disclosure Statement is being been filed:

- ☐ within three months of the filing date of the National Application;
- ☒ prior to receipt of first office action on the merits; or
- ☐ within three months of receipt of art cited in a related foreign

application.

Accordingly, no fee or certification is required. 37 C.F.R. §1.97.

A copy of each of the above-identified information is enclosed unless otherwise indicated on the attached Form PTO-1449 (modified). Copies of any United States patents or publication are not included. It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a

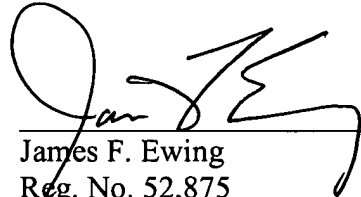
**APPLICANTS:** Rosiello et al.  
**U.S.S.N.:** 10/552,354  
**INFORMATION DISCLOSURE STATEMENT**

determination concerning the patentability of the present claims, and signs the enclosed form PTO-1449 to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that: (1) a search has been performed, of the extent of any search performed, or that more relevant information does not exist; (2) the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and (3) the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his/her own conclusion regarding the relevance of the cited information. An early and favorable action is hereby requested. Please charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-3431, Reference No. 350959-0004.


Respectfully submitted,



James F. Ewing  
Reg. No. 52,875  
Attorney(s) for Applicants  
Customer No.: 48329  
Foley & Lardner, LLP  
111 Huntington Avenue  
Boston, MA 02199  
Tel: (617) 342-4000  
Fax: (617) 342-4001

Dated: February 1, 2006

Date of Deposit: February 1, 2006

SPTO Form 1449 U.S. Department of Commerce Patent and Trademark Office <b>INFORMATION DISCLOSURE STATEMENT</b>				Attorney Docket No. THMX-001US		Serial No. 10/552,354		
				Applicant(s): Rosiello, <i>et al.</i>				
				Filing Date: May 3, 2004		Group: Not yet assigned		
<b>U.S. PATENT DOCUMENTS</b>								
Examiner Initial		Patent No.	Date	Name	Class	Subclass	Filing Date (if appropriate)	
	A1	US 2003/0195597	October 16, 2003	Keller <i>et al.</i>			May 21, 2003	
	A2	5,807,332	September 15, 1998	Augustine <i>et al.</i>			June 5, 1996	
	A3	5,101,804	April 7, 1992	Cohn			September 4, 1990	
	A4	5,445,603	August 29, 1995	Wilkerson			December 17, 1993	
	A5	4,432,765	February 21, 1984	Oscarsson			July 14, 1982	
	A6	5,445,630	August 29, 1995	Richmond			July 28, 1993	
	A7	5,232,109	August 3, 1993	Tirrell <i>et al.</i>			June 2, 1992	
	A8	5,620,427	April 15, 1997	Werschmidt <i>et al.</i>			April 27, 1995	
	A9	5,738,144	April 14, 1998	Rogers			October 11, 1996	
	A10	6,083,194	July 4, 2000	Lopez			April 10, 1998	
	A11	6,746,439	June 8, 2004	Lenker			April 19, 2001	
	A12	6,175,688	Jan 16, 2001	Cassidy <i>et al.</i>			July 10, 1998	
	A13	6,488,659	December 3, 2002	Rosenmann			August 4, 2000	
	A14	5,195,976	March 23, 1993	Swenson			February 10, 1992	
	A15	5,690,614	Nov. 25, 1997	Carr <i>et al.</i>			September 6, 1995	
<b>FOREIGN PATENT DOCUMENTS</b>								
Examiner Initial		Document No.	Publication Date	Country	Class	Subclass	Translation	
							YES	NO
<b>OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, etc.)</b>								
	C1	PCT International Search Report, PCT/US04/13714, mailed November 29, 2005.						
<b>EXAMINER</b>					<b>DATE CONSIDERED</b>			
<small>*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant. **Copies of references not provided at the time of this submission.</small>								